

Message Text

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PAGE 01 STATE 177227

ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 L-03 JUSE-00 SP-02 USIA-15
AID-05 NSC-05 TRSE-00 SS-15 STR-04 OMB-01 CEA-01
CIAE-00 COME-00 FRB-01 INR-07 NSAE-00 XMB-04
OPIC-06 LAB-04 SIL-01 FTC-01 SEC-01 /097 R

DRAFTED BY EB/IFD/BP:TASCHLENKER:VJW

APPROVED BY EB/IFD/BP:HJWINTER

L/EB - PTRIMBLE

EUR/RPE - RLAMANTIA

EUR/NE - RGOODMAN

-----127858 290456Z /21

R 282059Z JUL 77

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS

AMEMBASSY THE HAGUE

INFO AMEMBASSY PARIS

UNCLAS STATE 177227

USEEC FOR INFO, EMB FOR ACTION; USOECD

E.O. 11652: N/A

TAGS: ETRD, OECD

SUBJECT: ANTITRUST: INVESTIGATION OF REPROCESSED FLUORO-
CARBON MANUFACTURERS

1. DEPARTMENT OF JUSTICE (DOJ) HAS INFORMED DEPARTMENT
THAT QUOTE: THE ANTITRUST DIVISION IS CONDUCTING AN INVE-
STIGATION INTO THE CONDUCT OF SEVERAL MANUFACTURERS OF
REPROCESSED FLUOROCARBONS. THE COMPANIES UNDER INVESTI-
GATION INCLUDE NOT ONLY U.S. PRODUCERS OF SUCH PRODUCTS
BUT ALSO COMPANIES LOCATED IN BELGIUM AND IN THE NETHER-
LANDS. IT IS OUR BELIEF THAT SINCE 1968, LIQUID NITROGEN
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PAGE 02 STATE 177227

PROCESSING CORPORATION (LNP), AND METALLURGICAL INTERNA-
TIONAL, INC., IN THE UNITED STATES, TOGETHER WITH LNP'S
DUTCH SUBSIDIARY AND FLORIDIENNE S.A., A BELGIAN COMPANY,
MAY HAVE CONSPIRED TO FIX THE PRICES OF AND POSSIBLY ALLO-
CATE THE TERRITORIES AND/OR CUSTOMERS FOR REPROCESSED
FLUOROCARBONS. WE ALSO HAVE REASON TO BELIEVE THAT THESE
COMPANIES MAY HAVE CONSPIRED TO CAUSE THE WITHDRAWAL FROM

MARKETS OF OR INJURY TO OTHER MANUFACTURERS OF REPROCESSED
FLUOROCARBONS. SUCH CONSPIRACIES COULD, IF CONFIRMED,
VIOLATE SECTIONS 1 AND 2 OF THE SHERMAN ACT.

2. QUOTE: DOJ PROPOSES TO SEND A CIVIL INVESTIGATIVE
DEMAND (CID), SEEKING THE PRODUCTION OF DOCUMENTS, TO EACH

OF THE INVOLVED FIRMS. HOWEVER, AS TO LNP AND ITS DUTCH
SUBSIDIARY, WE INTEND ONLY TO SEND A CID TO THE U.S.
PARENT. UNQUOTE

3. EMBASSIES ARE REQUESTED TO INFORM HOST GOVERNMENTS
OF THIS IMMINENT ACTION UNDER THE 1967 OECD RECOMMENDA-
TION ON NOTIFICATION AND REPORT ANY REACTION. VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ANTITRUST, MANUFACTURES, CARBON, FLUORINE, INVESTIGATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 28-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE177227
Document Source: CORE
Document Unique ID: 00
Drafter: TASCHLENER:VJW
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770271-1201
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977078/aaaaaglo.tel
Line Count: 76
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 5aed146f-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 17-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1928228
Secure: OPEN
Status: NATIVE
Subject: ANTITRUST: INVESTIGATION OF REPROCESSED FLUORO- CARBON MANUFACTURERS
TAGS: ETRD, OECD
To: BRUSSELS THE HAGUE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/5aed146f-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009